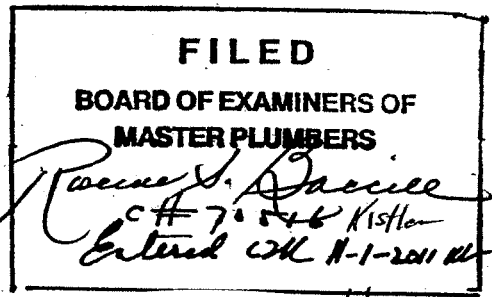


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF EXAMINERS OF MASTER PLUMBERS

IN THE MATTER OF

THOMAS GALIGER, L.M.P.  
LMP# 36BI01220000

LICENSED TO PRACTICE AS A  
MASTER PLUMBER IN  
THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers ("the Board") upon receipt of a complaint alleging that licensee Thomas Galiger, ("respondent") trading as "Image Plumbing and Heating", on two separate occasions, signed and sealed permits for "Passaic Bergen Water Softening Company", an unlicensed entity.

The first occasion concerned a water softener installation for consumer A.K. According to the complaint, Passaic Bergen Water Softening Company installed the water softener. It was installed in violation of the plumbing code and posed a health risk. Also, a plumbing permit was not pulled until ten (10) months after the installation. The permit was signed and sealed by respondent, however, according to the complaint, the installation was done by Passaic Bergen Water Softening Company. Also, on the unit was written "installed by Chris F". Chris F is "Chris Fredricks", a full time installer for Passaic Bergen Water Softening Company.

The second occasion concerned plumbing work performed for consumer S.S. The work included the installation of a water softener, acid neutralizer, a UV light and "back wash tubing", which lead to an illegal drain connection. The work was performed by Passaic Bergen Water Softening Company. Again, a permit was not pulled prior to the performance of the work. A permit

was eventually issued and signed and sealed by respondent. Respondent never supervised or performed the work. The permit was obtained more than one month after the work was performed.

Respondent appeared before the Board for an investigative inquiry on October 28, 2010. Regarding the complaint concerning A.K., respondent acknowledged that other than signing and sealing the permit, he had no involvement with the job. Respondent stated he did not have a signed contract with either A.K. or with Passaic Bergen Water Softening Company.

Regarding the complaint concerning S.S., respondent stated he was not sure what work was actually done. Respondent had no recollection of performing work for S.S. and he could not provide any details concerning the work that was performed. Respondent testified that his involvement with Passaic Bergen Water Softening Company mostly involves a 20 minute visit to the premises to look at the job and make sure it is done correctly. Respondent acknowledged he signs permits for other unlicensed entities and inspects their work upon completion. He does not enter into a contract with either the home owner or the unlicensed entity.

John Palmeri, the owner of Passaic Bergen Water Softening Company, also appeared before the Board on October 28, 2010. Regarding the job for S.S., Mr. Palmeri acknowledged that his company performed the plumbing work. Respondent merely pulled the permit and inspected the job.

These facts establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21 (h), for failing to comply with the provisions of an act or regulation administered by the Board. Specifically, respondent violated N.J.A.C. 13:32-3.4 which requires that any plumbing work that a licensed master plumber agrees to perform, that has not been subcontracted to another licensed master plumber, shall be performed only by the licensed master plumber or the employees of the licensed master plumber. Additionally, respondent allowed the use of his seal to secure a plumbing permit for an unlicensed person, contrary to N.J.A.C. 13:32-4.1(c), which is deemed to be the use and employment of dishonesty, fraud, misrepresentation, false promise and false pretense in violation of N.J.S.A. 45:1-21(b).

It appearing that respondent desires to resolve this matter without recourse to formal proceedings, having waived any right to such proceedings and for good cause shown;

IT IS ON THIS                      DAY OF                      , 2011

HEREBY ORDERED AND AGREED THAT:

1. Respondent shall pay a civil penalty, pursuant to N.J.S.A. 45:1-22, in the amount of \$2,500.00 for failing to comply with the provisions of any act or regulation administered by the Board, in violation of N.J.S.A. 45:1-21(h). Additionally, respondent shall pay a civil penalty, pursuant to N.J.S.A. 45:1-21(n), in the amount of \$2,500.00 for aiding and abetting the unlicensed

practice of master plumbing by allowing the use of his seal to secure a plumbing permit for an unlicensed person, and is also contrary to N.J.A.C. 13:32-4.1(c), which is deemed to be the use and employment of dishonesty, fraud, misrepresentation, false promise and false pretense, in violation of N.J.S.A. 45:1-21(b). Payment of the civil penalties totaling \$5,000.00 shall be made by submitting bi-monthly payments of \$500.00 to the Board. The first payment of \$500.00 shall be due on November 1, 2011. The second payment shall be due on January 1, 2012 with subsequent payments due by the first day of every other month thereafter. The bi-monthly payments shall be submitted by certified check or money order, made payable to the State of New Jersey, and shall be sent to Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

2. Respondent shall cease and desist from the violations described herein. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

3. Failure to timely remit any and all payments required by this order will result in the filing of a certificate of debt with interest accruing at the rate provided by the Rules of Court, and such failure or any violation of this order may result in subsequent disciplinary proceedings for failure to comply with an order of the Board, which could include the suspension or revocation of license.

BOARD OF EXAMINERS OF MASTER PLUMBERS

By: Peter J. Voros  
Peter Voros  
Board Chairman

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Thomas Galiger  
Thomas Galiger, L.M.P.

10-11-11  
Date